

# SENATE BILL No. 495

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 16-21; IC 16-28-2-11; IC 16-28-9-7.

**Synopsis:** Do not resuscitate symbols. Requires hospitals and health facilities to inscribe a "do not resuscitate" symbol on a patient's wristband after a physician has signed an order that the patient is not to be resuscitated. Establishes penalties for failure to inscribe a symbol on a patient's wristband.

**Effective:** July 1, 2004.

**Sipes**

January 13, 2004, read first time and referred to Committee on Health and Provider Services.

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Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

## SENATE BILL No. 495

A BILL FOR AN ACT to amend the Indiana Code concerning health.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 16-21-2-17 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2004]: **Sec. 17. (a) This section applies to a patient in a hospital  
4 licensed under this article who is the subject of a properly executed  
5 do not resuscitate order.**

6 **(b) If a physician signs an order that a patient is not to be  
7 resuscitated, a hospital shall inscribe on the wristband of the  
8 patient a symbol clearly designating that the order exists.**

9 SECTION 2. IC 16-21-3-4 IS ADDED TO THE INDIANA CODE  
10 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
11 1, 2004]: **Sec. 4. The state health commissioner may assess against  
12 a person who violates IC 16-21-2-17 a civil penalty in an amount  
13 that does not exceed the following:**

14 **(1) One thousand dollars (\$1,000) for a first violation.**

15 **(2) Five thousand dollars (\$5,000) for a second or subsequent  
16 violation.**

17 SECTION 3. IC 16-28-2-11 IS ADDED TO THE INDIANA CODE  
18 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY



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1, 2004]: **Sec. 11. (a) This section applies to a patient in a health facility licensed under this article who is the subject of a properly executed do not resuscitate order.**

**(b) If a physician signs an order that a patient is not to be resuscitated, a health facility shall inscribe on the wristband of the patient a symbol clearly designating the order exists.**

SECTION 4. IC 16-28-9-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: **Sec. 7. The state department may assess against a person who violates IC 16-28-2-11 a civil penalty in an amount that does not exceed the following:**

**(1) One thousand dollars (\$1,000) for a first violation.**

**(2) Five thousand dollars (\$5,000) for a second or subsequent violation.**

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